

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Eastern District of New York

Michael Mulgrew, as President of the United Federation Of Teachers, Local 2,
 American Federation of Teachers, Afl-Cio, Vito J. Fossella,
 individually and in his capacity as Staten Island Borough President, Paul Caminiti,
 Troy Mcghie, Martha Mazier, Carly Bianchini, Hannah Choi, Frank Garcia,
 Lindsey Lampf,

Plaintiff(s)

v.

Civil Action No. 1:24-cv-00081-DG-JAM

United States Department Of Transportation, Federal Highway Administration, Shailen Bhatt,
 in his official capacity as Administrator of the Federal Highway Administration,
 Richard J. Marquis, in his official capacity as Division Administrator of the New York
 Division of the Federal Highway Administration, the Metropolitan Transit Authority,
 the Triborough Bridge And Tunnel Authority, the New York State Department Of
 Transportation, the New York City Department Of Transportation

Defendant(s)

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

Breon Peace

United States Attorney for the Eastern District of New York
 c/o: Civil Process Clerk
 United States Attorney's Office
 271 Cadman Plaza East
 Brooklyn, NY 11201

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in **Fed. R. Civ. P. 12** (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Alan M. Klinger
 Dina Kolker
 David Kahne
 STEPTOE LLP
 1114 Avenue of the Americas New York, New York 10036

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.



BRENNNA B. MAHONEY
 CLERK OF COURT

Date: 1/10/2024

s/ Aaron I. Herrera

Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:24-cv-00081-DG-JAM

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Breon Peace, United States Attorney for the Eastern District Of New York
 was received by me on *(date)* 01/30/2024 .

☐ I personally served the summons on the individual at *(place)* _____
 _____ on *(date)* _____ ; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
 _____, a person of suitable age and discretion who resides there,
 on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is
 designated by law to accept service of process on behalf of *(name of organization)* _____
 _____ on *(date)* _____ ; or

☐ I returned the summons unexecuted because _____ ; or

☒ Other *(specify)*: I mailed a copy of the Summons through Certified Mail

My fees are \$ 0.00 for travel and \$ 0.00 for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: 02/12/2024



 Server's signature

Carolyn Thomas

 Printed name and title

1114 Avenue of the Americas New York, NY 10036

 Server's address

Additional information regarding attempted service, etc:

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Breon Peace
 United States Attorney for the Eastern District of New York
 c/o: Civil Process Clerk
 United States Attorney's Office
 271 Cadman Plaza East
 Brooklyn, NY 11201



9590 9402 8564 3186 3597 23

2. Article Number (Transfer from service label)

9589 0710 5270 1479 4377 69

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY**A. Signature****X***Chad Moore*☐ Agent☐ Addressee**B. Received by (Printed Name)****C. Date of Delivery**

D. Is delivery address different from item 1? ☐ Yes
 If YES, enter delivery address below: ☐ No

3. Service Type

☐ Adult Signature
☐ Adult Signature Restricted Delivery
☒ Certified Mail®

☐ Certified Mail Restricted Delivery
☐ Collect on Delivery
☐ Collect on Delivery Restricted Delivery

☐ Registered Mail
☐ Registered Mail Restricted Delivery
☐ Signature Confirmation™
☐ Signature Confirmation Restricted Delivery

Registered Mail

Registered Mail Restricted Delivery

or \$500)

Domestic Return Receipt